IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 2291 OF 2002

MEENA CHAUHAN . .. Petitioner .

vs.

SAYYED ATHAR HUSSAIN

& ORS. .. Respondents.

Mr. G.S. Hiranandani for petitioner.

CORAM : S.U. KAMDAR, J.

DATE : 6th March, 2006.

P.C.:

. The present petition challenges an order passed under Section 22 (1) of the Maharashtra Slum Areas (Improvement, Clearance and Redevelopment) Act, 1971. The order is passed on the basis that the petitioner who is in possession of the premises has not paid rent for 173 months and is in arrears of huge amount. Furthermore, it has been contended that third party has been inducted in the premises namely one Mr Jeevan Kale. On the aforesaid basis, mere permission is granted under section 22 (1) for eviction of the petitioner. Even if the permission is granted by the impugned order, the landlord is

required to adopt appropriate legal proceedings in the court of competent jurisdiction where suit or proceedings should be initiated. All the contentions are available for the petitioner to raise at that point of time. I do not find any substance in the present petition challenging the order of granting permission to institute the proceedings under section 22 (1). Petition dismissed. No order as to costs.